

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

**IN RE: ETHICON, INC. PELVIC REPAIR  
SYSTEM PRODUCTS LIABILITY  
LITIGATION**

**THIS DOCUMENT RELATES TO  
ETHICON WAVE 13 CASES LISTED IN  
EXHIBIT A**

**Master File No. 2:12-MD-02327  
MDL No. 2327**

**JOSEPH R. GOODWIN  
U.S. DISTRICT JUDGE**

**NOTICE OF ADOPTION OF PRIOR DAUBERT MOTION TO EXCLUDE CERTAIN  
GENERAL OPINIONS OF ALAN GARELY, M.D. FOR WAVE 13**

Defendants hereby adopt and incorporate by reference the *Daubert* motion, memorandum and reply brief in relation to Dr. Alan Garely filed by Defendants in Wave 1, Case No. 2:12-md-02327: Doc. 2128 (Motion), Doc. 2129 (Memorandum in Support) and Doc. 2286 (Reply). Defendants respectfully requests that the Court exclude Dr. Alan Garely's testimony, for the reasons expressed in the Wave 1 briefing. This notice applies to the Wave 13 cases identified in Exhibit A attached hereto.

Respectfully Submitted,

/s/ William M. Gage  
William M. Gage  
Butler Snow LLP  
1020 Highland Colony Parkway  
Suite 1400 (39157)  
P.O. Box 6010  
Ridgeland, MS 39158-6010  
(601) 985-4523  
William.gage@butlersnow.com

/s/ Susan M. Robison  
Susan Robinson (W. Va. Bar #5169)  
Thomas Combs & Spann PLLC  
300 Summers Street

Suite 1380 (25301)  
P.O. Box 3824  
Charleston, WV 25338  
(304) 414-1807  
[srobinson@tcspllc.com](mailto:srobinson@tcspllc.com)

Counsel for Defendants

**CERTIFICATE OF SERVICE**

I, William M. Gage, certify that on this day I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

/s/ William M. Gage

William M. Gage